IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

WRIT PETITION NO.6370 OF 2002

Pramod Damodar Katake).. Petitioner

Versus

State of Maharashtra and others).. Respondents

Mr.A.M.Joshi for the Petitioner.

Mr.S.R.Nargolkar, A.G.P. for Respondent Nos.1 and 4.

Mr.K.S.Bapat for Respondent Nos.2 and 3.

CORAM: H.L. GOKHALE AND
SMT.NISHITA MHATRE, JJ.

DATED: 28TH SEPTEMBER 2004

P.C.:

1. Heard Mr.Joshi in support of this Petition. Mr.Bapat appears for Respondent Nos.2 and 3 who are the main contesting Respondents.

2. The Petitioner has filed an appeal to the authorities of Respondent No.2 Institute against his termination. Mr.Bapat, learned Counsel appearing for Respondent Nos.2 and 3, has filed an affidavit of the officiating Registrar of Respondent No.2. The affidavit states that as such there is no provision for any such appeal against the order of termination. However, Rule 5(a)(x) of the Rules of the Institute provide for redressal of the grievances of the employees. He submits

that the appeal which was filed by the Petitioner will be treated as an appeal for redressal of his grievances and will be heard and decided on its own merits. In our view, this is the best that can happen to the Petitioner in the facts and circumstances of the case. Mr.Bapat further states that the appeal will be decided within eight weeks hereafter. In view of this statement in the affidavit of the officiating Registrar, in our view that meets the ends of justice. Petition stands disposed of.

3. Parties may be provided authenticated copy of this order.

(H.L. GOKHALE, J.)

(SMT.NISHITA MHATRE, J.)